

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE HERLEY INDUSTRIES INC.  
SECURITIES LITIGATION

CIVIL ACTION

No. 06-2596 (JRS)

CLASS ACTION

**MEMORANDUM OF LAW IN SUPPORT OF  
PLAINTIFF'S MOTION *IN LIMINE* TO PRECLUDE DEFENDANTS  
FROM RELYING ON OR REFERRING AT TRIAL TO THE INVESTIGATION  
OF OUTSIDE COUNSEL INTO THE CRIMINAL CONDUCT OF HERLEY  
(FILED UNDER SEAL)**

Stanley P. Kops (SPK 6328)  
LAW OFFICE OF STANLEY P. KOPS  
102 Bala Avenue  
Bala Cynwyd, PA 19004  
Telephone: (610) 949-9999  
Facsimile: (610) 949-9773  
*Plaintiffs' Liaison Counsel*

Ira M. Press (*admitted pro hac vice*)  
Andrew McNeela (*admitted pro hac vice*)  
Sarah G. Lopez (*admitted pro hac vice*)  
KIRBY McINERNEY LLP  
825 Third Avenue, 16th Floor  
New York, NY 10022  
Telephone: (212) 371-6600  
Facsimile: (212) 751-2540

Christopher J. Keller (*admitted pro hac vice*)  
Jonathan Gardner (*admitted pro hac vice*)  
LABATON SUCHAROW LLP  
140 Broadway  
New York, New York 10005  
Telephone: (212) 907-0700  
Facsimile: (212) 818-0477  
*Co-Lead Counsel for Plaintiff  
and the Class*